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Attorneys for All Defendants

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
MEDFORD DIVISION

JEFF BOARDMAN, DENNIS RANKIN, ROBERT  
SEITZ, TODD L. WHALEY, LLOYD D.  
WHALEY, SOUTH BAY WILD, INC., MISS  
SARAH, LLC, and MY FISHERIES, INC.,

Plaintiffs,

v.

PACIFIC SEAFOOD GROUP, OCEAN GOLD  
HOLDING CO., INC., DULCICH, INC., FRANK

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Case No.: 1:15-cv-00108-CL

**NOTICE OF APPEAL**  
PRELIMINARY INJUNCTION  
APPEAL

DULCICH, PACIFIC SEAFOOD GROUP ACQUISITION COMPANY, INC., PACIFIC SEAFOOD WASHINGTON ACQUISITION CO., INC., BANDON PACIFIC, INC., BIO-OREGON PROTEIN, INC., PACIFIC CHOICE SEAFOOD COMPANY, PACIFIC COAST SEAFOODS COMPANY, PACIFIC GARIBALDI, INC., PACIFIC GOLD SEAFOOD COMPANY, PACIFIC PRIDE SEAFOOD COMPANY, PACIFIC SEA FOOD CO., PACIFIC SURIMI CO., INC., PACIFIC TUNA COMPANY, LLC, WASHINGTON CRAB PRODUCERS, INC., PACIFIC ALASKA SHELLFISH, INC., SEA LEVEL SEAFOODS, LLC, ISLAND FISH CO., LLC, PACIFIC RESURRECTION BAY, PACIFIC CONQUEST, INC., CALAMARI, LLC, JO MARIE LLC, LESLIE LEE, LLC, MISS PACIFIC, LLC, PACIFIC FUTURE, LLC, PACIFIC GRUMPY J, LLC, PACIFIC HOOKER, LLC, PACIFIC HORIZON, LLC, PACIFIC KNIGHT, LLC, PRIVATEER LLC, SEA PRINCESS, LLC, TRIPLE STAR, LLC, PACIFIC FISHING, LLC, PACIFIC SEA FOOD OF ARIZONA, INC., STARFISH INVESTMENTS, INC., DULCICH SURIMI, LLC, BIO-OREGON PROPERTIES, LLC, PACIFIC GROUP TRANSPORT CO., PACIFIC MARKETING GROUP, INC., PACIFIC RUSSIA, INC., PACIFIC RUSSIA VENTURES, LLC, PACIFIC TUNA HOLDING COMPANY, INC., POWELL STREET MARKET LLC, PACIFIC FRESH SEA FOOD COMPANY, SEACLIFF SEAFOODS, INC., COPPER RIVER RESOURCE HOLDING CO., INC., PACIFIC COPPER RIVER ACQUISITION CO., INC., SEA LEVEL SEAFOODS ACQUISITION, INC., ISLAND COHO, LLC, S & S SEAFOOD CO., INC., PACIFIC SEAFOOD DISC, INC., DULCICH REALTY, LLC, DULCICH REALTY ACQUISITION, LLC, DULCICH JET, LLC, and OCEAN COMPANIES HOLDING CO., LLC,

Defendants.

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Notice is hereby given that all Defendants in the above-named case hereby appeal to the United States Court of Appeals for the Ninth Circuit from the order (Dkt. 55) entered in this case on March 6, 2015, which granted a preliminary injunction against Defendants, and all interlocutory orders that gave rise to that order.

DATED: April 6, 2015.

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HOLDING CO., INC., DULCICH, INC., FRANK

---

Case No.: 1:15-cv-00108-CL

**REPRESENTATION  
STATEMENT**

DULCICH, PACIFIC SEAFOOD GROUP  
ACQUISITION COMPANY, INC., PACIFIC  
SEAFOOD WASHINGTON ACQUISITION CO.,  
INC., BANDON PACIFIC, INC., BIO-OREGON  
PROTEIN, INC., PACIFIC CHOICE SEAFOOD  
COMPANY, PACIFIC COAST SEAFOODS  
COMPANY, PACIFIC GARIBALDI, INC.,  
PACIFIC GOLD SEAFOOD COMPANY,  
PACIFIC PRIDE SEAFOOD COMPANY,  
PACIFIC SEA FOOD CO., PACIFIC SURIMI CO.,  
INC., PACIFIC TUNA COMPANY, LLC,  
WASHINGTON CRAB PRODUCERS, INC.,  
PACIFIC ALASKA SHELLFISH, INC., SEA  
LEVEL SEAFOODS, LLC, ISLAND FISH CO.,  
LLC, PACIFIC RESURRECTION BAY, PACIFIC  
CONQUEST, INC., CALAMARI, LLC, JO MARIE  
LLC, LESLIE LEE, LLC, MISS PACIFIC, LLC,  
PACIFIC FUTURE, LLC, PACIFIC GRUMPY J,  
LLC, PACIFIC HOOKER, LLC, PACIFIC  
HORIZON, LLC, PACIFIC KNIGHT, LLC,  
PRIVATEER LLC, SEA PRINCESS, LLC, TRIPLE  
STAR, LLC, PACIFIC FISHING, LLC, PACIFIC  
SEA FOOD OF ARIZONA, INC., STARFISH  
INVESTMENTS, INC., DULCICH SURIMI, LLC,  
BIO-OREGON PROPERTIES, LLC, PACIFIC  
GROUP TRANSPORT CO., PACIFIC  
MARKETING GROUP, INC., PACIFIC RUSSIA,  
INC., PACIFIC RUSSIA VENTURES, LLC,  
PACIFIC TUNA HOLDING COMPANY, INC.,  
POWELL STREET MARKET LLC, PACIFIC  
FRESH SEA FOOD COMPANY, SEACLIFF  
SEAFOODS, INC., `COPPER RIVER RESOURCE  
HOLDING CO., INC., PACIFIC COPPER RIVER  
ACQUISITION CO., INC., SEA LEVEL  
SEAFOODS ACQUISITION, INC., ISLAND  
COHO, LLC, S & S SEAFOOD CO., INC.,  
PACIFIC SEAFOOD DISC, INC., DULCICH  
REALTY, LLC, DULCICH REALTY  
ACQUISITION, LLC, DULCICH JET, LLC, and  
OCEAN COMPANIES HOLDING CO., LLC,

Defendants.

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Pursuant to Federal Rule of Appellate Procedure 12(b) and Circuit Rule 3-2, Defendants-Appellants Pacific Seafood Group, Ocean Gold Holding Co., Inc., Dulcich, Inc., Frank Dulcich, Pacific Seafood Group Acquisition Company, Inc., Pacific Seafood Washington Acquisition Co., Inc., Bandon Pacific, Inc., Bio-Oregon Protein, Inc., Pacific Choice Seafood Company, Pacific Coast Seafoods Company, Pacific Garibaldi, Inc., Pacific Gold Seafood Company, Pacific Pride Seafood Company, Pacific Sea Food Co., Pacific Surimi Co., Inc., Pacific Tuna Company, LLC, Washington Crab Producers, Inc., Pacific Alaska Shellfish, Inc., Sea Level Seafoods, LLC, Island Fish Co., LLC, Pacific Resurrection Bay, Pacific Conquest, Inc., Calamari, LLC, Jo Marie LLC, Leslie Lee, LLC, Miss Pacific, LLC, Pacific Future, LLC, Pacific Grumpy J, LLC, Pacific Hooker, LLC, Pacific Horizon, LLC, Pacific Knight, LLC, Privateer LLC, Sea Princess, LLC, Triple Star, LLC, Pacific Fishing, LLC, Pacific Sea Food of Arizona, Inc., Starfish Investments, Inc., Dulcich Surimi, LLC, Bio-Oregon Properties, LLC, Pacific Group Transport Co., Pacific Marketing Group, Inc., Pacific Russia, Inc., Pacific Russia Ventures, LLC, Pacific Tuna Holding Company, Inc., Powell Street Market LLC, Pacific Fresh Sea Food Company, Seacliff Seafoods, Inc., Copper River Resource Holding Co., Inc., Pacific Copper River Acquisition Co., Inc., Sea Level Seafoods Acquisition, Inc., Island Coho, LLC, S & S Seafood Co., Inc., Pacific Seafood Disc, Inc., Dulcich Realty, LLC, Dulcich Realty Acquisition, LLC, Dulcich Jet, LLC, and Ocean Companies Holding Co., LLC. identify the following parties to this action and their counsel:

**All Defendants-Appellants**

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DATED: April 6, 2015.

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### CERTIFICATE OF FILING AND SERVICE

I hereby certify that on the 6<sup>th</sup> day of April, 2015, I filed the foregoing **NOTICE OF APPEAL – PRELIMINARY INJUNCTION APPEAL** with the United States District Court for the District of Oregon, Medford Division, by using the court's electronic filing system, and I served a copy of the same by first class mail, e-mail and by CM/ECF system transmission on the following:

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Of Attorneys for Plaintiffs-Appellants Jeff  
Boardman, Dennis Rankin, Robert Seitz, Todd L.  
Whaley, Lloyd D. Whaley, South Bay Wild, Inc.,  
Miss Sarah, LLC, and My Fisheries, Inc.

DATED this 18<sup>th</sup> day of February, 2015.

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